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AF/270

Attorney's Docket No.: 080398.P162

Patent

In re the Application of: David Alan Desch

(inventor(s))

Application No.: 09/183,717

Filed: October 30, 1998

For: A System and Method For Providing Digital Video And Audio Broadcast

**AMENDMENT UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE**

EXAMINING GROUP 2611

(title)

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ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

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SIR: Transmitted herewith is an **Amendment After Final Action** for the above application.

Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 is enclosed.

No additional fee is required.

A Notice of Appeal is enclosed.

The fee has been calculated as shown below:

| | (Col. 1) Claims Remaining After Amd. | | (Col. 2) Highest No. Previously Paid For | (Col. 3) Present Extra |
|--|---|-------|---|------------------------------|
| Total Claims | * 43 | Minus | ** 52 | 0 |
| Indep. Claims | * 5 | Minus | *** 7 | 0 |
| First Presentation of Multiple Dependent Claim(s) | | | | |

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

| SMALL ENTITY | |
|-------------------|-------------------|
| Rate | Additional Fee |
| X9 | \$ |
| X42 | \$ |
| +140 | \$ |
| Total Add. Fee | \$ |

| OTHER THAN A SMALL ENTITY | |
|------------------------------|-------------------|
| Rate | Additional Fee |
| X18 | \$ |
| X84 | \$ |
| +280 | \$ |
| Total Add. Fee | \$0.00 |

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

on October 26, 2001

Date of Deposit

Krista Mathieson

Name of Person Mailing Correspondence

Krista Mathieson

Signature

October 26, 2001

Date

_____ A check in the amount of \$_____ is attached for presentation of additional claim(s).
_____ Applicant(s) hereby Petition(s) for an Extension of Time of _____ month(s) pursuant to
37 C.F.R. § 1.136(a).

_____ A check for \$_____ is attached for processing fees under 37 C.F.R. § 1.17.
_____ Please charge my Deposit Account No. 02-2666 the amount of \$_____.

A duplicate copy of this sheet is enclosed.

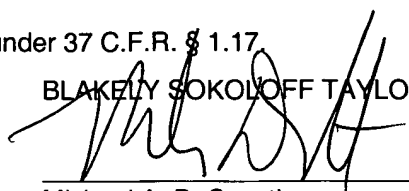
X The Commissioner of Patents and Trademarks is hereby authorized to charge payment of the
following fees associated with this communication or credit any overpayment to Deposit Account
No. 02-2666 **(a duplicate copy of this sheet is enclosed):**

X Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of
extra claims.

X Any extension or petition fees under 37 C.F.R. § 1.17.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: October 26, 2001



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